

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6583

BILL NUMBER: HB 1350

NOTE PREPARED: Dec 19, 2007

BILL AMENDED:

SUBJECT: Police Enforcement of Federal Immigration Laws.

FIRST AUTHOR: Rep. Noe

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: ☒ **GENERAL**
DEDICATED
☒ **FEDERAL**

IMPACT: State & Local

Summary of Legislation: The bill requires the Superintendent of the State Police Department (SPD) to: (1) negotiate terms of a memorandum of understanding concerning a pilot project for the enforcement of federal immigration and customs laws; and (2) designate appropriate local law enforcement officers to be trained under the memorandum.

The bill requires: (1) the Superintendent and Governor, unless otherwise required by the applicable federal agency, to sign the memorandum on behalf of the state; and (2) the SPD to apply for federal funding for the costs associated with training the local law enforcement officers. The bill provides that a local law enforcement officer certified as trained may enforce the federal immigration and customs laws.

Effective Date: July 1, 2008.

Explanation of State Expenditures: *Summary-* The SPD would experience an increase in administrative time to prepare the pilot program memorandum and to appoint local law enforcement to carry out the program.

Background- Over the current biennium, the SPD will receive approximately \$20.8 M in federal funds for various programs, including two Homeland Security programs.

Explanation of State Revenues:

Explanation of Local Expenditures: Local jails may realize an increase in jailed individuals as a result of

local enforcement of federal immigration law. If the proposed pilot program were implemented, expenditures to house additional violators would increase by an indeterminable amount. The average cost per day for incarceration in county jails is approximately \$44.

Explanation of Local Revenues: Local law enforcement agencies could receive federal funding through the state if local police officers were to participate in the immigration enforcement pilot program. The amount of funds received would depend on any funding agreement reached between the state and federal government.

State Agencies Affected: Indiana State Police.

Local Agencies Affected: Local law enforcement agencies.

Information Sources: *State of Indiana List of Appropriations, July 1, 2007, to June 30, 2008.*

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